U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control Application Number 10/656,476 Filing Date 9/5/2003 ANSMITTAL Garibay et al. First Named Inventor **FORM** Art Unit 3621 (to be used to all correspondence after initial filing) **Examiner Name** Total Member of Pages in This Submission Attorney Docket Number BEAS-01454US5 **ENCLOSURES** (Check all that apply) Fee Transmittal Form Fee Attached Drawing(s) After Allowance Communication to Preliminary Amendment Licensing-related Papers Appeal Communication to Board of Appeals and Interferences After Final Petition Affidavits/declaration(s) Petition to Convert to a Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Provisional Application \_\_\_ Extension of Time Request Proprietary Information Power of Attorney, Revocation Change of Correspondence Express Abandonment Request Status Letter Address Information Disclosure Statement Other Enclosure(s) (please Identify Terminal Disclaimer below): ( ) Cited Documents Request for Refund Post Card Reply to Missing Parts/ CD, Number of CD(s) Incomplete Application Copy of International Search Report Reply to Missing Parts Landscape Table on CD under 37 CFR 1.52 or 1.53 Remarks: SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Fliesler Meyer LLP - Customer Number 23910 Signature **Printed Name** Joseph P. O'Malley Date March 8, 2005 36,226 Reg. No. CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Typed or printed March 8, 2005 Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

name

Teri Muir

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application

Inventor(s):

Garibay et al.

Appln. No.: Confirm. No.: 10/656,476

Filed:

MAR 1 1 2005

8634 9/5/2003

Title:

SELF-SERVICE CUSTOMER

LICENSE MANAGEMENT APPLICATION USING

SOFTWARE LICENSE BANK

PATENT APPLICATION

Art Unit:

3621

Examiner:

\_(Signature)

Customer No. 23910

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8** 

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 8, 2005.

nus

Teri Muir

Signature Date: March 8, 2005.

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

## Enclosed with this statement are the following:

- Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. §609.
- The present application is being/was filed after June 30, 2003. In accordance with the pre-official gazette waiver of 37 CFR 1.98 (a)(2)(i) posted at: pac/dapp/opla/preognotice/idswouscopies.htm, copies of cited U.S. patents and publications are not enclosed. However, copies of cited foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98(a)(2), as still required, except for those items designated by an asterisk (\*), which were previously submitted by the applicant in a parent application, from which benefit under 35 U.S.C. §120 is claimed, with an *Information Disclosure Statement* submitted in the parent application which complies with the September 8, 2000 or subsequent revision of 37 C.F.R. §1.98(a-c), as allowed under 37 C.F.R. §1.98(d)(1).
- The present application was filed prior to June 30, 2003. A copy of each cited document as required by 37 C.F.R. §1.98 is enclosed, except for those items designated by an asterisk (\*), which were previously submitted by the applicant in a parent application, from which benefit under 35 U.S.C. §120 is claimed, with an *Information Disclosure Statement* submitted in the parent application which complies with the September 8, 2000 or subsequent revision of 37 C.F.R. §1.98(a-c), as allowed

 If any of the cited/submitted documents is in a foreign language, a concise explanation of
relevance is provided pursuant to 37 C.F.R. §1.98(a)(3)(i). For foreign language
documents cited in a search report by a foreign patent office, the requirement for a
concise explanation of relevance is satisfied by the submission herewith of an English
language version of the search report. MPEP §609A(3). If a written English-language
translation of a non-English language document, or portion thereof, is within the
possession, custody or control of, or is readily available to any individual designated in
§1.56(c), a copy of the translation accompanies this statement, 37 C.F.R. §1.98(a)(3)(ii),
and satisfies the requirement for a concise explanation of relevance, MPEP §609Å(3).

PTA Statement under 37 C.F.R. §1.704(d). Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Copy of International Search Report attached for review.

## This statement should be considered because:

 37 C.F.R. §1.97(b).	This statement	qualifies	under 37	C.F.R.	§1.97,	subsection
(b) because:		_				

- (1) It is being filed within three months of the filing date of an application other than a continued prosecution application under § 1.53(d);

  -- OR --
- (2) It is being filed within 3 months of entry of a national stage; -- OR --
- (3) It is being filed before the mailing date of the first Office Action on the merits,

  -- OR --
- It is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. §1.114.
- \_\_\_ 37 C.F.R. §1.97(c). Although it may not qualify under subsection (b), this statement qualifies under 37 C.F.R. §1.97, subsection (c) because:
  - (1) It is being filed before the mailing date of a FINAL Office Action, a Notice of Allowance, or an action that otherwise closes prosecution in the subject application, whichever occurs first.
    - -- AND (check at least one of the following) --
  - \_\_ (1) It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.97(e).
    -- OR --
  - (2) It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p).
- \_\_\_ 37 C.F.R. §1.97(d). Although it may not qualify under subsection (b) or (c), this statement qualifies under 37 C.F.R. §1.97, subsection (d) because:
  - (1) It is being filed on or before payment of the Issue Fee;
    -- AND --
  - (2) It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.97(e); -- AND --
  - (3) It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p).

Fee Authorization. The Commissioner is hereby authorized to charge any deficiencies or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

FLIESLER MEYER LLP

Date: March 8, 2005

By: \_\_\_\_\_\_ Joseph P. O'Malley Reg. No. 36,226

FLIESLER MEYER LLP Four Embarcadero Center, Fourth Floor San Francisco, California 94111-4156 Telephone (415) 362-3800

		Attorney Docket Number		Serial/Patent Number						
Form PTO-1449 (Substitute) Ii	U.S. DEPARTMENT OF COM PATENT AND TRADEMARI Information Disclosure Stat BY APPLICANT (Use several sheets if necessar	BEAS-01454US5		10/656,476						
	OTPRIN	Applicant/Patent Owner Garibay et al.	1 **							
M E	AR 1 1 2005	Filing/Issue Date 9/5/2003		Group Art Unit 3621						
U.S. PATENTS										
Examiner Initial	Patent Number	Issue Date	First Named Inventor	Class	s Subclass	Filing Date				
	5,204,897	04/20/93	Wyman	380	4	07/14/92				
	6,502,124B1	12/31/02	Shimakawa	709	203	11/06/97				
		U.S. PATEN	IT PUBLICATIONS							
Examiner Initial	Patent Application Publication Number		Publication Date	Applicant						
OTHER DOCUMENTS (Include author (if any), title, publisher and place of publication, date and pertinent pages)										
<b>Examiner</b>			<b>Date Considered</b>							
*EXAMINER: I	Initial if citation considered, whe d not considered. Include copy o	ther or not citation f this form with ne	is in conformance with MPEP tt communication to applicant.	609. Draw li	ne through citation	if not in				
$\frac{*1 = Copy \text{ not su}}{*2 = Copy \text{ not su}}$	ibmitted because it was submitted because it was submitted	d in prior application	on SN /, filed on SN _/, filed	, 20, re , 20, re	lied on under 35 Ui lied on under 35 Ui	SC §120. SC §120.				